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August 20, 2015

[sent via email]

Matthew Hartman Assistant Attorney General Public Assess Bureau

mhartman@atg.state.il.us

RE: FOIA Request for Review - 2015 PAC 36646

Mr. Hartman:

Please consider this letter our answer regarding 2015 PAC 36646 and your office's request to review our response to the Freedom of Information Act request by Mr. Raymond Serio received by the Union County Sheriff's Office on May 29, 2015.

Regarding the two arrest records for which we asserted a 7(1)(d)(iii) exemption, please find attached copies of those arrest reports without redaction.

- Ms. Desrae Isebella Burton's case involving her July 6, 2014 arrest report is still pending. Please see attached case information for case number 2014CM146.

It is our assertion that releasing arrest records connected to any pending prosecutions outside of the discovery process would make such records available to the public and therefore meet the 7(1)(d)(iii) standard of "creat[ing] a substantial likelihood that a person will be deprived of a fair trial or an impartial hearing."

Regarding the other requested arrest records, the Union County State's Attorney's Office conducted a search of its files and found they were not in the possession of the remaining arrest records. The Union County Sheriff's Office conducted a search within its case management software with the following results:

- Ms. Sara Rose Amanda Gordon and Ms. Heather Marie O'Griffon have not had contact with the Sheriff's Office.
- Ms. Heidi Libbert is in the system but only from a 2003 case generated by another agency.
- Ms. Sue A. Heape is in the system but only for a report generated by the Sheriff's Office in March of 2015.

As a result of these searches, if there were indeed arrests of these individuals on the dates specified by Mr. Serio, those arrests were performed by other agencies and therefore our Sheriff's Office is not the custodian of

any such arrest records and neither the Sheriff's Office nor the State's Attorney's Office is in possession of any such arrest records.

We feel this completes our answer to your office's request. If we may be of further assistance, please let me know.

Sincerely,

Rollie Hawk, Chief Information Office

Enclosure

Cc: Tyler Edmonds, State's Attorney

Scott Harvel, Sheriff